

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

MARVIN BANKS,
Petitioner,

v.

WARDEN OF SCI-BENNER, et al.,
Respondents.

CIVIL ACTION
NO. 22-602

ORDER

AND NOW, this 28th day of February 2024, upon consideration of the Report and Recommendation filed by United States Magistrate Judge Pamela A. Carlos (Doc. No. 23), Petitioner's Objections to the Report and Recommendation (Doc. No. 24), and the record in this case, it is ORDERED that:

1. The Report and Recommendation is APPROVED and ADOPTED;
2. Petitioner's request for review and Petition for Writ of Habeas Corpus (Doc. No. 1) is DENIED and DISMISSED with prejudice;
3. A Certificate of Appealability SHALL NOT be issued because Defendant failed to "demonstrate that reasonable jurists would find the district court's assessment of the constitutional claims debatable or wrong." Slack v. McDaniel, 529 U.S. 473, 484 (2000).
4. Judgment is entered in favor of RESPONDENTS;
5. The Clerk of Court shall mark this case CLOSED.

BY THE COURT:

/s/ Joel H. Slomsky
JOEL H. SLOMSKY, J.